

Serial No.: 10/055,629

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Status of the Claims

Claims 1-40 are canceled herein. New claims 41-52 are added herein, claims 41, 46 and 50 being the independent claims.

Remarks

Support for new claims 41-52 may be found throughout the specification and in original claims 1-40. For example, the limitation set forth in independent claim 41 that *the delay that is imposed is in addition to any delays caused by latency and other time-delays inherent in electronic devices that process video streams for a purpose other than imposing a delay*, may be found, for instance, in paragraph 33 of the specification. Similarly, the limitation in independent claim 46 that *the system-imposed pre-set time delay is equal to or greater than a reaction time required by the officer to initiate recording after witnessing the event*, may be found, for instance, in paragraph 52 of the specification. In addition, the limitation in independent claim 50 that *the pre-set time interval is greater than about 5 seconds*, may be found, for instance, in paragraph 34 of the specification.

Rejection Under 35 U.S.C. 103(a) - Claims 1-40

Claims 1-11, 14-17 and 19-40 stand rejected under 35 U.S.C. 102(e) as being anticipated by Gammenthaler (US 2004/0201765) and claims 12, 13 and 18 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Gammenthaler. These rejections are made moot by the cancellation of claims 1-40 herein.

New independent claim 41 is believed to be patentable over Gammenthaler because the buffer 30 that the examiner points to in figure 1 of the reference buffers the video data for the purpose of compressing the video and overlaying status data (see paragraph 29 of the reference). In contrast, the delay imposed by the embodiment of the invention set forth in claim 41 is a delay above and beyond the delay inherent in buffer 30.

Serial No.: 10/055,629

New independent claim 46 is believed to be patentable over Gammenthaler because, as noted above, the delay caused by buffer 30 simply arises from inherent delays in the device, which are minimal in duration. In particular, it should be noted that the buffer 30 supplies a video output to display 20 for real time monitoring of the video being recorded (see paragraph 31 of the reference). Thus, the inherent delays caused by the buffer 30 are sufficiently small so that its video output may nevertheless be treated as a real time video stream. (This comports with the definition of "real time video" presented in paragraph 33 of applicant's specification and which has been explicitly recited in claim 41). Clearly, these inherent delays are far less than the reaction time required by an officer to initiate recording after witnessing the event, which is generally measured in seconds.

New independent claim 50 is believed to be patentable over Gammenthaler because claim 50 sets forth that the delay is greater than about 5 seconds. As noted above, in Gammenthaler the buffer 30 causes a delay that is sufficiently small so that its video output may nevertheless be treated as a real time video stream, which certainly is less than 5 seconds.

Conclusion

In view of the foregoing, it is believed that the application is now in condition for allowance, and early passage of this case to issue is respectfully requested. If the Examiner believes there are still unresolved issues, a telephone call to the undersigned would be welcomed.

Serial No.: 10/055,629

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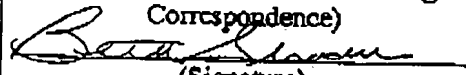
Fees

The \$790 RCE fee, \$120 extension fee, and any additional fees that may be due and owing in respect to this amendment, may be charged to the undersigned attorney's PTO Deposit Account number 50-1047.

Respectfully submitted,


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<p>Certificate of Facsimile Transmission I hereby certify that this correspondence and any document referenced herein is being sent to the United States Patent and Trademark office via Facsimile to: 571-273-8300 on <u>7/12/2007</u>.</p> <p><u>Beth Shadmi</u> (Printed Name of Person Sending Correspondence)</p> <p> (Signature)</p>
